



00684.003585.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: Unassigned
Takenobu KOBAYASHI et al.)	
	:	Group Art Unit: Unassigned
Application No.: 10/772,192)	
	:	
Filed: February 13, 2004)	
	:	
For: SURFACE POSITION MEASURING)	April 13, 2004
METHOD AND APPARATUS	:	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed PTO-1449 form. Copies of the listed Japanese patent documents are enclosed.

Japanese patent document number 2910327 is discussed on page 13 of the subject specification. Applicants will provide an English translation of this Japanese patent document if the Examiner so requires. A copy of Japanese patent document number 3-157822, which corresponds to the '327 document, is also enclosed.


Japanese patent document number 9-045608 is discussed on page 18 of the subject specification and corresponds to U.S. Patent No. 6,081,614.

Applicants request that the cited information be considered by the Examiner and that a copy of the enclosed PTO-1449 Form be initialed and returned indicating that such information has been considered.

This Information Disclosure Statement is being filed before the issuance of a first Office Action on the merits. Therefore, no fee under 37 C.F.R. 1.97(c)(2) is believed to be due. Nevertheless, the Commissioner may charge Deposit Account No. 06-1205, should any fee be due for filing this paper.

Applicants' undersigned attorney may be reached in our Washington D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicants
Steven E. Warner
Registration No. 33,326

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

SEW/eab

